

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
January 18, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, January 18, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room C, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Harold Hebb
Velandy Manohar, MD
Pamela A. Nole
George Terranova, MD
C. Steven Wolf, MD

BOARD MEMBERS ABSENT: Anne Doremus
David M. Goldenberg, MD
Robert Fuller, MD
Mary L. Warner, PA-C

Dr. O'Neill called the meeting to order at 1:35 p.m.

I. MINUTES

The draft minutes of the December 21, 2004 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Terranova, to approve the minutes. The motion passed with all in favor except Ms. Nole who abstained.

II. CHAIR UPDATES

Disciplinary Issues

The following correspondence/information was received and reviewed:

1. A list of pending legislation that is being tracked by the Department of Public Health. If any Board members want specific legislation to be tracked, they should contact Karen Buckley-Bates of the Office of Government Relations.
2. FSMB - NewsLine.

III. OLD BUSINESS

Statement on the Use of Controlled Substances for the Treatment of Pain

This matter will be deferred to the February meeting to allow for comments from the Connecticut State Medical Society.

IV INFORMATION UPDATES

A. Department of Public Health

Wendy Furniss, Bureau Chief, Bureau of Healthcare Systems, Department of Public Health discussed bills raised during the 2005 legislative session that may be of interest to the Board.

Ms. Furniss also indicated that pre-hearing reviews in selected disciplinary cases will be scheduled.

B. Connecticut State Medical Society

Michelle Norbeck reported that the Medical Society is working with the Department of Public Health on revising the protocol by which impaired physician cases are processed by the Department and the Medical Society.

V. NEW BUSINESS

A. Proposed Memorandum of Decision – Charles Bruce Baker, MD, 2002-1009-001-194

Dr. Terranova, a hearing panelist in this matter, provided a synopsis of the hearing panel's findings and recommendations.

Dr. Bridburg made a motion, seconded by Dr. Manohar, to adopt the Memorandum of Decision in this matter. The motion passed with all in favor except Mr. Hebb and Dr. Wolf who were opposed. Dr. O'Neill signed the order.

The Board had a brief discussion regarding its interaction with the Department of Public Health when reviewing proposed Consent Orders. The Board will strive to make the discussions as constructive as possible.

VI. LEGAL OFFICE BUSINESS

A. Consent Order – Stephen Romeo, MD – Petition No. 2004-0426-001-080

Staff Attorney Matthew Antonetti presented a Consent Order in the matter of Stephen Romeo, MD. Dr. Romeo was neither present nor represented.

Dr. O'Neill recused himself from the discussion and vote in this matter. Dr. Bridburg made a motion, seconded by Ms. Nole, to adopt the Consent Order. The motion passed with all in favor. Dr. O'Neill signed the order.

B. Consent Order – Amor Lomibao, MD – Petition No. 2003-0124-001-018

Staff Attorney Matthew Antonetti presented a Consent Order in the matter of Amor Lomibao, MD. Attorney Sandra Davis was present with Dr. Lomibao.

Dr. Bridburg made a motion, seconded by Dr. Manohar, to adopt the Consent Order. The motion passed with all in favor except Dr. Wolf and Dr. Terranova who were opposed and Ms. Nole who was recused. Dr. O'Neill signed the order.

C. Consent Order – Mervyn Rimai, MD – Petition No. 2003-0124-001-018

Staff Attorney Leslie Scoville, presented a Consent Order in the matter of Mervyn Rimai, MD. Attorney Nancy DeRose was present with Dr. Rimai.

Dr. Bridburg made a motion, seconded by Dr. Manohar, to adopt the Consent Order. The motion passed unanimously. Dr. O'Neill signed the order.

D. Consent Order – Dennis Morgan, MD – Petition No. 2004-0324-001-064

Staff Attorney Matthew Antonetti presented a Consent Order in the matter of Dennis Morgan, MD. Attorney Hope Seeley was present on behalf of Dr. Morgan.

Dr. O'Neill recused himself from the discussion and vote in this matter. Dr. Wolf made a motion, seconded by Dr. Bridburg, to adopt the Consent Order. The motion passed with all in favor. Dr. O'Neill signed the order.

E. Consent Order – Lysurgus Davey, MD – Petition No. 2004-0503-001-082

Staff Attorney David Tilles presented a Consent Order in the matter of Lysurgus Davey, MD. Dr. Davey was neither present nor represented.

Dr. Wolf made a motion, seconded by Dr. Manohar, to adopt the Consent Order. The motion passed unanimously. Dr. O'Neill signed the order.

VII. TIME EXTENSIONS

Dr. O'Neill moved and Dr. Bridburg seconded to approve 120-day extensions in the following cases:

M. Albini, (unlicensed)– an additional hearing date is to be scheduled.

J. Mershon, (unlicensed)– an additional hearing date is to be scheduled.

J. Reisch, MD– hearing concluded today, awaiting final transcript and fact-finding.

S. Winikoff, MD – hearing and fact-finding concluded on January 5, 2005, awaiting Memorandum of Decision.

The motion passed unanimously.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:45 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
February 15, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, February 15, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Harold Hebb
Velandy Manohar, MD
Pamela A. Nole
C. Steven Wolf, MD

BOARD MEMBERS ABSENT:

George Terranova, MD
Mary L. Warner, PA-C

Dr. O'Neill called the meeting to order at 1:31 p.m.

I. MINUTES

The draft minutes of the January 18, 2005 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Bridburg, to approve the minutes. The motion passed with all in favor except Ms. Doremus and Dr. Goldenberg who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Case tracking update.
2. Hartford Magazine article – February 2005.
3. American Journal o
4. f Managed Care article – January 2005.
5. New Yorker Magazine article – December 6, 2004.
6. American Journal of Nursing article – January 2005

Dr. O'Neill reported that the first pre-hearing conference in a pending case will be held within the next month

III INFORMATION UPDATES

A. Department of Public Health

None

B. Connecticut State Medical Society

Douglas Gibson, MD introduced himself and reported that he is now overseeing the Medical Society's Physician Health Program.

C. Legislative Update

Karen Buckley-Bates, Legislative Liaison, Department of Public Health, Office of Government Relations reported on various issues that have been raised during the current legislative session including those raised by the Department.

A list of pending legislation that is being tracked by the Department of Public Health will be emailed to the Board members. If Board members want specific legislation to be tracked, they should contact Karen Buckley-Bates of the Office of Government Relations.

IV. OLD BUSINESS

Statement on the Use of Controlled Substances for the Treatment of Pain

This matter was deferred from the January meeting to allow for comments from the Connecticut State Medical Society.

Douglas Gibson, MD reported that the Council of the Medical Society reviewed the Board's proposed statement. The Council feels that the statement imposes a standard of care, therefore, the Medical Society is not in favor of supporting the statement as written.

Dr. O'Neill noted that Timothy Norbeck of the Medical Society previously sent a letter to Dr. O'Neill encouraging the Board to adopt the statement. It was further noted that Mr. Norbeck's letter preceded the addition of language stating that the "statement is not intended to create a standard of care."

Dr. Bridburg made a motion, seconded by Dr. Goldenberg, to adopt the statement as written. The motion passed unanimously.

The Board thanked Assistant Attorney General Henry Salton and representatives of the Department of Public Health for their work on this issue.

Copies of the statement will be sent to the Connecticut Cancer Pain Initiative, and the Federation of State Medical Boards. The statement will also be posted on the Board's web page.

V. NEW BUSINESS

A. Oral Argument on Respondent's Motion to Dismiss– Brian Michael, MD, 2002-1025-001-211

Assistant Attorney General Ralph Urban was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Attorney Hilary Fisher Nelson was present on behalf of Dr. Michael. The Board heard argument from attorneys Nelson and Tilles regarding a motion to dismiss the Statement of Charges that was raised during a hearing on January 21, 2005.

Dr. Goldenberg and Mr. Hebb, hearing panelists in this matter, provided a synopsis of the evidence presented during the hearing and the hearing panel's recommendation regarding the motion to dismiss. Dr. Goldenberg and Mr. Hebb indicated that it was the unanimous finding of the hearing panel that the Department of Public Health did not prove the Statement of Charges by a preponderance of evidence.

Dr. Bridburg made a motion, seconded by Dr. Fuller to grant respondent's motion to dismiss the Statement of Charges. The motion passed with Dr. O'Neill, Dr. Goldenberg, Dr. Bridburg, Ms. Doremus and Mr. Hebb voting in favor. Dr. Wolf, Dr. Manohar and Ms. Nole were opposed. Dr. Fuller abstained. Dr. O'Neill signed an Order granting the motion to dismiss.

B. Oral Argument Proposed Memorandum of Decision – Miles Jones, MD, 2002-1009-001-194

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Dr. Jones participated by telephone conference, and was not represented.

Attorney Shapiro read a request for continuance filed by Dr. Jones asking that consideration of the proposed Memorandum of Decision by the Board be postponed. Attorney Tilles offered the Department's objection to the request for continuance. Dr. O'Neill made a motion, seconded by Dr. Manohar, to deny Dr. Jones' continuance request. The motion passed unanimously.

The Board heard argument from Dr. Jones and attorney Tilles.

Following oral argument, Dr. O'Neill, who chaired the hearing panel in this matter, provided a synopsis of the panel's findings and recommendations.

Mr. Hebb made a motion, seconded by Dr. Bridburg, to adopt the proposed Memorandum of Decision as written. The motion passed unanimously. Dr. O'Neill signed the decision.

C. Oral Argument Proposed Memorandum of Decision

Tadeusz Skowron, MD, 2003-1211-001-271

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Dr. Skowron was present without representation.

The Board heard argument from Dr. Skowron and Attorney Tilles.

Following oral argument, Ms. Doremus, who chaired the hearing panel in this matter, provided a synopsis of the panel's findings and recommendations.

Dr. Goldenberg made a motion, seconded by Dr. Wolf, to adopt the proposed Memorandum of Decision as written. The motion passed unanimously. Dr. O'Neill signed the decision.

VI. LEGAL OFFICE BUSINESS

A. Consent Order – Ashok Kumar Shah, MD – Petition No. 2004-0729-001-171

Staff Attorney David Tilles presented a Consent Order in the matter of Ashok Kumar Shah, MD. Dr. Shah was neither present nor represented.

Mr. Hebb recused himself from the discussion and vote in this matter. Dr. Bridburg made a motion, seconded by Dr. Wolf, to adopt the Consent Order. The motion passed with all in favor except Mr. Hebb who was recused. Dr. O'Neill signed the order.

B. Consent Order – Mark Silk, MD – Petition No. 2004-0610-001-129

Staff Attorney Joelle Newton presented a Consent Order in the matter of Mark Silk, MD. Dr. Silk was present without representation.

Dr. Goldenberg made a motion, seconded by Dr. Fuller, to approve the Consent Order. During discussion Dr. Wolf and Ms. Nole commented that it appeared that Dr. Silk was not adequately informed of the administrative disciplinary process and was not aware of the alternatives to a Consent Order.

Dr. Wolf also suggested that a civil penalty by itself would be an appropriate resolution in this case. Dr. O'Neill, Dr. Goldenberg, Dr. Fuller and Dr. Manohar voted in favor of the motion to approve the Consent Order. Dr. Bridburg, Dr. Wolf, Ms. Doremus, Ms. Nole and Mr. Hebb voted in opposition to the motion. The motion failed.

C. Consent Order – Robban Sica, MD – Petition No. 2002-0306-001-043

Staff Attorney David Tilles, presented a Consent Order in the matter of Robban Sica, MD. Attorney Jacques Simon was present with Dr. Sica. Assistant Attorney General Thomas Ring was present to provide counsel to the Board.

Dr. Bridburg recused himself from the discussion and vote in this matter.

Dr. Manohar made a motion, seconded by Mr. Hebb, to adopt the Consent Order. The motion passed with all in favor except Dr. Bridburg who was recused. Dr. O'Neill signed the order.

D. Consent Order – Vincente Batiencila, MD – Petition No. 2003-0611-001-142

Staff Attorney David Tilles presented a Consent Order in the matter of Vincente Batiencila, MD. Attorney Robert Malone was present with Dr. Batiencila.

Mr. Hebb made a motion, seconded by Dr. Manohar, to adopt the Consent Order. The motion passed with all in favor except Dr. Wolf who abstained. Dr. O'Neill signed the order.

Based on the review of the above Consent Orders, Dr. Fuller made the following requests for consideration by the Department of Public Health:

- a. That respondents who do not have attorney representation be better advised as to the administrative disciplinary process.
- b. That the Consent Order cover sheet include information, especially in standard of care cases, addressing patient outcomes.

VII. TIME EXTENSIONS

Dr. Fuller moved and Ms. Nole seconded to approve 120-day extensions in the following cases:

J. August, MD – awaiting Memorandum of Decision.

M. Cafaro, MD – second day of hearing scheduled for March 15, 2005.

W. DiFederico, MD – second day of hearing scheduled for March 15, 2005

L. Leedom, MD – hearing scheduled for March 15, 2005.

The motion passed unanimously.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 4:45 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
March 15, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, March 15, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Harold Hebb
Velandy Manohar, MD
Pamela A. Nole
George Terranova, MD
C. Steven Wolf, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT:

None

Dr. O'Neill called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the February 15, 2005 meeting were reviewed. Dr. Wolf made a motion, seconded by Dr. Goldenberg, to approve the minutes. The motion passed unanimously.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Dr. O'Neill reported that a pre-hearing conference was held last week in the matter of Amy Geisen, MD. The conference went well, and it is hoped that this process can be used in other cases.
2. Federation of State Medical Boards (FSMB) Legislative Update.
3. FSMB proposed amendments to bylaws.
4. FSMB – NewsLine, February 2005
5. Memorandum from Richard Lynch, Assistant Attorney General indicating that the State Supreme Court has declined to hear the appeal of Abraham Solomon, MD

III INFORMATION UPDATES

A. Department of Public Health

None

B. Connecticut State Medical Society

None

D. Legislative Update

A weekly update was e-mailed to the Board members on March 14, 2005.

Dr. Manohar arrived at 1:40 p.m.

IV. OLD BUSINESS

Statement on the Use of Controlled Substances for the Treatment of Pain

The Board heard comments from Maureen Dinnan, Esq. on behalf of the Connecticut State Medical Society requesting revisions to the Statement on the Use of Controlled Substances for the Treatment of Pain adopted by the Board in February 2005.

The Medical Society, the Department of Public Health and the office of the Assistant Attorney General will meet to discuss the issues raised by the Medical Society and develop a document that will be endorsed by all.

V. NEW BUSINESS

A. Permit to Practice in a Connecticut Medical School – Zubin Bhagwagar, MD

Stephen Carragher, Health Program Supervisor, presented a medical school permit application of Zubin Bhagwagar, MD to allow him to practice at the Yale University School of Medicine as Director of the Clinical Neuroscience Research Unit.

Dr. Bridburg made a motion seconded by Dr. Goldenberg to grant Dr. Bhagwagar's application for a permit to practice in a Connecticut medical school. The motion passed unanimously.

B. Oral Argument Proposed Memorandum of Decision

Francisco Carbone, MD, Petition No. 2002-1205-001-242

Assistant Attorney General Michael Sullivan was present to provide counsel to the Board. Stanley Peck, Director Legal Office, was present for the Department of Public Health. Frank Riccio, Esq. was present with Dr. Carbone.

The Board heard argument from Attorney Peck and Attorney Riccio.

Following oral argument, Dr. Terranova and Dr. Manohar, hearing panelists in this matter, provided a synopsis of the panel's findings. Dr. Manohar and Dr. Terranova recommended adoption of the proposed Memorandum of Decision, which ordered a five-year probation and a \$10,000 civil penalty.

The Board posed questions to Dr. Terranova and Dr. Manohar regarding the panel's findings.

Dr. O'Neill made a motion seconded by Mr. Hebb to remand the matter to the hearing panel for a specific finding as to whether Dr. Carbone poses a threat to public health and safety. Following discussion Dr. O'Neill withdrew his motion.

Dr. Bridburg made a motion, seconded by Dr. Wolf, to modify the decision by removing the proposed order with an order revoking respondent's license to practice medicine in the State of Connecticut. The motion passed with all in favor except Dr. Terranova and Dr. Manohar who were opposed. The decision will be signed by Dr. O'Neill when edited.

VI. LEGAL OFFICE BUSINESS

A. Modification of Consent Order – Randolph Ramierez, MD, Petition No. 1999-0903-001-044

Stanley Peck, Director Legal Office presented a request to modify an April 18, 2000 Consent Order in the matter of Randolph Ramierez, MD. Attorney Philip Walker was present on behalf of Dr. Ramierez.

Mr. Hebb made a motion, seconded by Ms. Nole, to adopt the Modification of Consent Order. The motion passed with all in favor except Dr. Bridburg and Ms. Doremus who were opposed. Ms. Warner recused herself from the discussion and vote in this matter. Dr. O'Neill signed the order.

B. Consent Order – James Mazzara, MD – Petition No. 2004-0610-001-129

Staff Attorney Matthew Antonetti presented a Consent Order in the matter of James Mazzara, MD.

Attorney Eugene Cooney was present on behalf of Dr. Mazzara.

Dr. Bridburg made a motion, seconded by Dr. Manohar, to approve the Consent Order

Dr. Terranova spoke in opposition to the Consent Order and recommended that it be rejected.

The motion to approve the Consent Order passed with all in favor except Dr. Terranova and Dr. Fuller who were opposed. Dr. O'Neill recused himself from the discussion and vote in this matter.

Dr. O'Neill signed the order.

C. Consent Order – Scott Winikoff, MD – Petition No. 2004-0624-001-140

Staff Attorney David Tilles presented a Consent Order in the matter of Scott Winikoff, MD. Attorney Sandra Davis was present on behalf of Dr. Winikoff. Assistant Attorney General Michael Sullivan was present to provide counsel to the Board.

Dr. Terranova, a hearing panelist in this matter, commented that the proposed Consent Order incorporates all the findings and recommendations of the hearing panel that took testimony and evidence.

Dr. Bridburg made a motion, seconded by Dr. Fuller, to adopt the Consent Order. The motion passed with all in favor except Ms. Warner who recused herself. Dr. O'Neill signed the order.

D. Interim Consent Order – Raj Briudavol, MD – Petition No. 2004-0924-001-223

Staff Attorney David Tilles presented an Interim Consent Order in the matter of Raj Briudavol, MD. Attorney Donald Leone was present on behalf of Dr. Briudavol.

Ms. Warner made a motion, seconded by Dr. Wolf, to approve the Interim Consent Order. The motion passed unanimously. Dr. O'Neill signed the order.

Dr. Fuller left for the day at 3:45 p.m.

E. Consent Order – Khalid Moussa, MD – Petition No. 2003-0812-001-193

Staff Attorney Roberta Swafford presented a Consent Order in the matter of Khalid Moussa, MD.

Attorney Donald Leone was present on behalf of Dr. Moussa. Assistant Attorney General Henry Salton was present to provide counsel to the Board.

There was much discussion about the review process for Consent Orders and the Board's authority in adopting such orders.

Following discussion Dr. Terranova made a motion, seconded by Mr. Hebb, to reject the Consent

Order. The motion passed with Dr. Terranova, Mr. Hebb, Dr. Goldenberg, Dr. Bridburg and Ms.

Warner voting to reject the Consent Order. Dr. O'Neill, Ms. Nole, Ms. Doremus and Dr. Manohar were opposed. Dr. Wolf abstained.

F. Consent Order – Brendon Winters, PA-C – Petition No. 2004-0602-023-003

Staff Attorney Diane Wilan presented a Consent Order in the matter of Brendon Winters, PA-C.

Mr. Winters was present but not represented by counsel.

Dr. Bridburg made a motion, seconded by Mr. Hebb, to adopt the Consent Order. The motion passed unanimously. Dr. O'Neill signed the order.

G. Consent Order – Maryann Polukhin, MD – Petition No. 2004-0113-001-015

Staff Attorney Diane Wilan presented a Consent Order in the matter of Maryann Polukhin, MD.

Attorney Richard Tynan was present on behalf of Dr. Polukhin

Ms. Nole made a motion, seconded by Dr. Manohar, to adopt the Consent Order. The motion passed with all in favor except Dr. Wolf who recused himself. Dr. O'Neill signed the order.

H. Motion for Summary Suspension– Stephen Harris, MD – Petition No. 2004-0113-001-015
Staff Attorney David Tilles indicated that the Department was withdrawing the motion for Summary Suspension in this matter but was not withdrawing the Statement of Charges
The scheduling of a hearing will be coordinated by the Board Liaison. The hearing panelists will be Dr. Terranova, Dr. Wolf and Maxine Borghesi, DVM.

VII. TIME EXTENSIONS

Dr. O’Neill moved and Dr. Manohar seconded to approve 120-day extensions in the following cases:
J. Christoforo , MD – Proposed Memorandum of Decision to be presented at the April 19, 2005 meeting.
K. Kurz, MD – Fact-finding scheduled for May 17, 2005.
The motion passed unanimously.

VIII. ASSIGN HEARING PANELISTS

Kenneth Lippman, MD - Petition No. 2004-0630-001-142
Hearing panelists will be Dr. Terranova, Dr. Bridburg and Mr. Hebb. The Board Liaison will coordinate the scheduling of hearing dates.
Terrence Horbal, MD - Petition No. 2004-0610-001-130
Hearing panelists will be Dr. Bridburg, Dr. Goldenberg and Donald Hartrick, DVM. The Board Liaison will coordinate the scheduling of hearing dates.

IX. ADJOURNMENT

As there was no further business, the meeting was adjourned at 4:15 p.m.

Respectfully submitted,

Dennis G. O’Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
April 19, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, April 19, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O’Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
Harold Hebb
Velandy Manohar, MD

BOARD MEMBERS ABSENT: David M. Goldenberg, MD
Pamela A. Nole
George Terranova, MD
C. Steven Wolf, MD
Mary L. Warner, PA-C

Dr. O’Neill called the meeting to order at 1:35 p.m.

I. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. An article by the Connecticut College of Emergency Physicians regarding a visit to Indonesia by Dr. Fuller to assist in the tsunami relief effort
2. Federation of State Medical Boards (FSMB) NewsLine, March 2005.
3. FSMB Annual Statistical Report on physician discipline.
4. FSMB – Legislative Services Report, March 2005
5. March 17, 2005 letter from the American Alliance of Cancer Pain Initiatives regarding comments to the Drug Enforcement Administration pertaining to the use of controlled substances for treatment of pain.
6. Invitation from the American Osteopathic Association
7. The Journal of the American Medical Association (JAMA) March 9, 2005 article – “The Unintended Consequences of Publicly Reporting Quality Information.”
8. JAMA March 23, 2005 article – “Physician Substance Abuse and Recovery.”

Dr. O’Neill reported he recently received a call from the Office of the Governor regarding current Board member vacancies.

II INFORMATION UPDATES

A. Department of Public Health

Wendy Furniss reported on legislative activity. Public hearings on most proposed bills have been completed; the Department is awaiting the fiscal notes for the bills.

B. Connecticut State Medical Society

Maureen Dinnan, Esq. reported that revisions to the Board’s statement on the use of controlled substances for the treatment of pain are currently being negotiated with a unified document expected in May.

Dr. Manohar arrived at 1:55 p.m.

III. MINUTES

The draft minutes of the March 15, 2005 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Bridburg, to approve the minutes. The motion passed unanimously.

IV. NEW BUSINESS

A. Review of Residency Equivalency – Maggie Nellissery, MD

Stephen Carragher, Health Program Supervisor presented information for the Board to review the and determine if Dr. Nellissery's education and training are equivalent to the 2 years of ACGME accredited residency training.

The board commented that additional information as to Dr. Nellissery's research activities at the University of Connecticut Health Center is needed to evaluate her training and education. The Department of Public Health will obtain this additional information.

B. Motion for Reconsideration, Francisco Carbone, MD - Petition No. 2002-1205-001-242

Assistant Attorney General Michael Sullivan was present to provide counsel to the Board.

Stanley Peck, Director Legal Office, was present for the Department of Public Health.

William Sweeney, Esq. was present with Dr. Carbone.

The Board heard argument from Attorney Sweeney and Attorney Peck on respondent's amended petition for reconsideration of the March 16, 2005 Memorandum of Decision revoking respondent's license.

Following oral argument, Dr. Bridburg made a motion seconded by Mr. Hebb to reject respondent's amended petition for reconsideration of decision. The motion passed unanimously.

C. Motion for Modification of Memorandum of Decision

Steven Herman MD - Petition No. 2004-0503-001-083

Principal Attorney Matthew Antonetti presented a Department of Public Health motion to modify a September 21, 2004 Memorandum of Decision in the matter of Steven Herman, MD. The motion requested a technical language change.

Dr. Bridburg made a motion seconded by Dr. Fuller to grant the Department of Public Health Motion to Modify Memorandum of Decision. The motion passed unanimously.

V. LEGAL OFFICE BUSINESS

A. Consent Order – Marjan Aleali, MD – Petition No. 2003-0320-001-030

Principal Attorney Matthew Antonetti presented a Consent Order in the matter of Marjan Aleali, MD. Attorney Maureen Dinnan was present on behalf of Dr. Aleali.

Dr. Fuller made a motion, seconded by Mr. Hebb, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the order.

B. Consent Order – Alexander Carrese, MD – Petition No. 2004-0809-001-175

Staff Attorney David Tilles presented a Consent Order in the matter of Alexander Carrese, MD.

Attorney Lorilyn Rosales was present on behalf of Dr. Carrese.

Dr. Fuller made a motion, seconded by Mr. Hebb, to adopt the Consent Order. The motion passed unanimously. Dr. O'Neill signed the order.

During the review of this matter there was discussion regarding the intent of the adverse reporting legislation. Wendy Furniss, Branch Chief, Healthcare Systems stated that the Department of Public Health would welcome any comments and suggestions submitted by Board members regarding the adverse reporting requirements.

C. Interim Consent Order – Laurence Chong, MD – Petition No. 2003-0618-001-143

Principal Attorney Matthew Antonetti presented a Consent Order in the matter of Laurence Chong, MD. Attorney Patrick Glinka was present with Dr. Chong. Dr. Fuller made a motion, seconded by Dr. Bridburg, to adopt the Consent Order. The motion passed unanimously. Dr. O’Neill signed the order.

D. Consent Order – Liane Leedom, MD – Petition No. 2003-0326-001-072

Principal Attorney Matthew Antonetti presented a Consent Order in the matter of Liane Leedom, MD. Attorney Andrew Bowman was present with Dr. Leedom.

Dr. Fuller made a motion, seconded by Mr. Hebb, to adopt the Consent Order.

Dr. O’Neill, Dr. Fuller and Mr. Hebb voted in favor of the motion.

Dr. Manohar, Ms. Doremus and Dr. Bridburg voted in opposition to the motion.

The motion failed.

The Board made suggestions to clarify the restrictions set forth in the proposed Consent Order.

E. Consent Order – Michael Miranda, MD – Petition No. 2003-1216-001-278

Staff Attorney Roberta Swafford presented a Consent Order in the matter of Michael Miranda, MD. Attorney Joan Feldman was present with of Dr. Miranda.

Dr. Bridburg made a motion, seconded by Ms. Doremus, to adopt the Consent Order. The motion passed unanimously. Dr. O’Neill signed the order.

G. Consent Order – Vladimir Coric, MD – Petition No. 2004-0107-001-001

Staff Attorney David Tilles presented a Consent Order in the matter of Vladimir Coric, MD.

Neither respondent nor his attorney was present

Dr.. Bridburg made a motion, seconded by Dr. Manohar, to adopt the Consent Order. The motion passed unanimously. Dr. O’Neill signed the order.

VI. TIME EXTENSIONS

Dr. O’Neill moved and Dr. Manohar seconded to approve 120-day extensions in the following cases:

R. Lucas, PA-C – Memorandum of Decision being drafted.

R. Zborowski, DDS – On hold pending outcome of appeal of Connecticut State Dental Commission Declaratory Ruling.

The motion passed unanimously.

VII. ASSIGN HEARING PANELISTS

Christian Ertl, MD - Petition No. 2003-1030-001-244

Hearing panelists will be Dr. Goldenberg, Ms. Doremus and Maureen Kunkel, MD. The Board Liaison will coordinate the scheduling of hearing dates.

Craig Huttler, MD - Petition No. 2002-1009-001-130

Hearing panelists will be Dr. Terranova, Ms. Warner and Ms. Nole. The Board Liaison will coordinate the scheduling of hearing dates.

Anthony Santomauro, MD - Petition No. 2004-0709-001-147

Hearing panelists will be Dr. O’Neill, Dr. Wolf and Maxine Borghesi, DVM. The Board Liaison will coordinate the scheduling of hearing dates.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:40 p.m.

Respectfully submitted,

Dennis G. O’Neill, MD, Chairman

CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
May 17, 2005

The Connecticut Medical Examining Board held a meeting on Tuesday, May 17, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Velandy Manohar, MD
Pamela A. Nole
George Terranova, MD
C. Steven Wolf, MD

BOARD MEMBERS ABSENT:

Harold Hebb
Mary L. Warner, PA-C

Dr. O'Neill called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the April 19, 2005 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Bridburg, to approve the minutes. The motion passed with all in favor except Dr. Goldenberg, Ms. Nole and Dr. Wolf who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Current roster of Board member hearing assignments.
2. Monthly review of pending cases.
3. Adverse event reporting as of February 2005.
4. Quarterly Investigation update from the Department of Public Health
5. Ms. Doremus gave a report on her attendance at the Federation of State Medical Boards annual meeting.

III INFORMATION UPDATES

A. Department of Public Health

Board Liaison reported on behalf of Wendy Furniss, Branch Chief, Health Care Systems, Department of Public Health that copies of disciplinary action documents for physicians and nurses have been scanned and will soon be available on the Department's web-site.

B. Connecticut State Medical Society

None

IV. NEW BUSINESS

A. Proposed Memorandum of Decision – John Christoforo, MD - Petition No. 980213-001-037

Dr. Manohar, a hearing panelist in this matter, provided a synopsis of the hearing panel's findings and recommendations.

Dr. Goldenberg made a motion, seconded by Dr. Bridburg, to adopt the Memorandum of Decision in this matter. The motion passed unanimously. Dr. O'Neill signed the decision.

B. Oral Argument Proposed Memorandum of Decision

Jeremy August, MD - Petition No. 2001-1128-001-180

Assistant Attorney General Ralph Urban was present to provide counsel to the Board. Staff Attorney Roberta Swafford was present for the Department of Public Health. Richard Tynan, Esq. was present with Dr. August.

The Board heard argument from Attorney Tynan and Attorney Swafford.

Following oral argument, Dr. O'Neill, a hearing panelist in this matter, provided a synopsis of the panel's findings and recommendations.

Ms. Nole and Dr. Bridburg recused themselves from voting in this matter.

Dr. Goldenberg made a motion, seconded by Dr. Manohar, to edit finding of fact #2 and paragraph (b) of the Order. The motion passed with all in favor.

Dr. Terranova made a motion, seconded by Dr. Fuller, to adopt the decision as edited.. The motion passed with all in favor. Dr. O'Neill signed the decision.

C. Statement on the Use of Controlled Substances for the Treatment of Pain.

This matter is table to the June 21, 2005 meeting to allow Board members to review revisions proposed by the Connecticut State Medical Society.

V. LEGAL OFFICE BUSINESS

A. Consent Order – Walter Borg, MD – Petition No. 2005-0201-001-027

Stanley Peck, Section Chief, Legal Office presented a Consent Order in the matter of Walter Borg, MD. Respondent was not present or represented.

Dr. Fuller made a motion, seconded by Dr. Terranova, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the order.

B. Consent Order – Liane Leedom, MD – Petition No. 2003-0326-001-072

Principal Attorney Matthew Antonetti presented a Consent Order in the matter of Liane Leedom, MD. Attorney Andrew Bowman was present with Dr. Leedom. This matter was reviewed by the Board at its April 19, 2005 meeting, during which the Board suggested revisions to the Consent Order language.

Ms. Nole made a motion, seconded by Dr. Manohar, to adopt the Consent Order.

Dr. Bridburg, Dr. Manohar, Dr. Goldenberg, Ms. Nole and Dr. O'Neill voted to adopt the Consent Order. Ms. Doremus, Dr. Terranova, Dr. Wolf and Dr. Fuller voted in opposition to adopting the Consent Order.

The motion passed. Dr. O'Neill signed the Order.

C. Consent Order – Boris Mayzler, DO – Petition No. 2004-0602-001-118

Stanley Peck, Section Chief, Legal Office presented a Consent Order in the matter of Boris Mayzler, DO. Respondent was not present or represented.

Dr. Terranova made a motion, seconded by Dr. Manohar, to reject the Consent Order.

Dr. Terranova, Dr. Wolf and Dr. Fuller and Dr. Manohar voted in favor of rejecting the Consent Order. Dr. Bridburg, Dr. Goldenberg, Ms. Nole, Ms. Doremus and Dr. O'Neill voted in opposition to rejecting the Consent Order.

Dr. Goldenberg made a motion, seconded by Bridburg, to adopt the Consent Order.

Dr. Bridburg, Dr. Goldenberg, Ms. Nole, Ms. Doremus and Dr. O'Neill voted in favor of adopting the Consent Order. Dr. Terranova, Dr. Wolf and Dr. Fuller and Dr. Manohar voted in opposition to the Consent Order.

The motion to adopt the Consent Order passed. Dr. O'Neill signed the order.

D. Consent Order – Bernard Raxlen, MD – Petition No. 2003-0129-001-027

Staff Attorney David Tilles presented a Consent Order in the matter of Bernard Raxlen, MD. Attorney Michael Kurs was present on behalf of Dr. Raxlen.

Dr. Goldenberg made a motion, seconded by Dr. Fuller, to approve the Consent Order. The motion passed with all in favor except Dr. Bridburg who was opposed. Dr. O'Neill signed the order.

E. Consent Order – Douglas Karel, MD – Petition No. 2004-0712-001-158

Stanley Peck, Section Chief, Legal Office presented a Modification of Consent Order in the matter of Douglas Karel, MD. Respondent was not present or represented.

Dr. Terranova made a motion, seconded by Dr. Bridburg, to approve the Modification of Consent Order. The motion passed with all in favor except Dr. O'Neill who was opposed. Dr. O'Neill signed the order.

F. Consent Order – Amy Geisen, MD – Petition No. 2004-0730-079-001

Principal Attorney Matthew Antonetti presented a Consent Order in the matter of Amy Geisen, MD. Attorney Kara Murphy was present on behalf of Dr. Geisen.

Dr. O'Neill recused himself from discussing and voting in this matter.

Dr. Fuller made a motion, seconded by Ms. Nole, to adopt the Consent Order. The motion passed with all in favor. Dr. O'Neill signed the order.

G. Consent Order – Mark Silk, MD – Petition No. 2004-0610-001-129

Stanley Peck, Section Chief, Legal Office presented a Consent Order in the matter of Mark Silk, MD. Respondent was not present or represented.

Dr. Wolf made a motion, seconded by Dr. Terranova, to adopt the Consent Order. The motion passed unanimously. Dr. O'Neill signed the order.

VI. TIME EXTENSIONS

Dr. O'Neill moved and Dr. Manohar seconded to approve 120-day extensions in the following cases:

M. Albin (unlicensed) – Hearing to be rescheduled

J. Mershon (unlicensed) - Hearing to be rescheduled

J. Allen, MD – Hearing scheduled for June 21, 2005

J. Reisch, MD –Draft Memorandum of Decision being reviewed by the AAG.

T. Guest (unlicensed) – Fact-finding scheduled for 6/21/05

D. Zacharakos, MD – Hearing scheduled for May 23, 2005 and June 10, 2005.

The motion passed unanimously.

VII. ASSIGN HEARING PANELISTS

Sheryl Siegel, MD – Petition 2002-1029-001-213

Dr. Terranova will chair the hearing panel. The other panelists will be Dr. Goldenberg and Harold Hebb.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 4:00 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
June 21, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, June 21, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Harold Hebb
Velandy Manohar, MD
Pamela A. Nole
George Terranova, MD
C. Steven Wolf, MD

BOARD MEMBERS ABSENT:

Mary L. Warner, PA-C

Dr. O'Neill called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the May 17, 2005 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Bridburg, to approve the minutes. The motion passed with all in favor except Dr. Wolf who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Memorandum from Assistant Attorney General Richard Lynch, informing the Board that Francisco Carbone, MD has filed an appeal of the Memorandum of Decision revoking his license to practice.
2. June 19, 2005 New York Times article regarding a physician investigation in Australia.
3. Federation of State Medical Boards (FSMB) Board of Directors Highlights.
4. FSMB Legislative Services Report
5. FSMB Examination/Licensure requirements by State.
6. Monthly Tracking of pending cases.

III INFORMATION UPDATES

A. Department of Public Health

None

B. Connecticut State Medical Society

None

IV. OLD BUSINESS

A. Statement on the Use of Controlled Substances for the Treatment of Pain.

Dr. O'Neill made a motion seconded by Ms. Nole to approve the revised statement on the use of controlled substances for the treatment of pain. The motion passed unanimously.

The revised statement will be posted on the Board's web-page.

V. NEW BUSINESS

A. Mark Minor Brook, MD – Request to reinstate revoked license.

Dr. Brook was present without representation. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Assistant Attorney General Henry Salton was present to provide counsel to the Board.

The Board heard argument from Dr. Brook and Attorney Tilles.

Dr. O'Neill made a motion, seconded by Dr. Bridburg, that Dr. Brook's request for licensure reinstatement be denied in that Dr. Brook has not provided sufficient evidence that he is able to return to the practice of medicine with reasonable skill and safety. The motion passed unanimously.

B. Motion for Modification of Memorandum of Decision

Jeremy August MD - Petition No. 2001-1128-001-180

Staff Attorney Roberta Swafford presented a Department of Public Health motion to modify a May 17, 2005, Memorandum of Decision in the matter of Jeremy August, MD. The motion requested a technical language change.

Mr. Hebb made a motion, seconded by Dr. O'Neill, to grant the Department of Public Health Motion to Modify Memorandum of Decision. The motion passed with all in favor except Dr. Bridburg who recused himself from voting in this matter.

C. Respondent Motion to Dismiss Statement of Charges – Bernard Raxlen, MD

Attorney Heidi Cilano was present on behalf of Dr. Raxlen. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Assistant Attorney General Henry Salton provided counsel to the Board.

The Board heard argument from Attorney Cilano and Attorney Tilles pertaining to a motion to dismiss a Statement of Charges in the matter of Bernard Raxlen, MD, Petition No. 2003-0416-001-089.

Dr. Bridburg made a motion that the motion to dismiss be denied. Dr. Terranova seconded the motion with an amendment that the Department of Public Health offer a compliance conference as soon as possible. Following discussion and advice from Assistant Attorney General Salton, Dr. Bridburg withdrew his motion.

Dr Fuller made a motion, seconded by Dr. Bridburg, to dismiss the Statement of Charges without prejudice. The motion passed with all in favor except Dr. O'Neill, Dr. Terranova and Ms. Doremus who were opposed.

VI. LEGAL OFFICE BUSINESS

A. Motion for Summary Suspension – Ashok Shah, MD – Petition No. 2005-0502-001-115

Principal Attorney Matthew Antonetti presented a Motion for Summary Suspension in the matter of Ashok Shah, MD. Respondent was present with Attorney Maureen Dinnan to oppose the motion for Summary Suspension. Assistant Attorney General Henry Salton provided counsel to the Board.

Following argument by Attorney Antonetti and Attorney Dinnan, Dr. Bridburg made a motion, seconded by Dr. Fuller, to grant the Motion for Summary Suspension. The motion passed with all in favor except Mr. Hebb who was recused. Dr. O'Neill signed the Summary Suspension Order.

Dr. Bridburg will chair the hearing panel in this matter. Ms. Doremus will be a panelist.

B. Consent Order – Norman Cohen, MD – Petition No. 2005-0317-001-071

Principal Attorney Matthew Antonetti presented a Consent Order in the matter of Norman Cohen, MD. Assistant Attorney General Henry Salton provided counsel to the Board. Respondent was not present or represented.

Dr. Wolf made a motion, seconded by Dr. Fuller, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

C. Consent Order – Kristin Giannini, MD – Petition No. 2004-1129-001-306

Stanley Peck, Section Chief, Legal Office presented a Consent Order in the matter of Kristin Giannini, MD. Neither Respondent nor her attorney was present. Assistant Attorney General Henry Salton provided counsel to the Board.

Dr. Fuller made a motion, seconded by Mr. Hebb, to approve the Consent Order.

The motion passed with all in favor except Dr. O'Neill who recused himself from voting in this matter and Dr. Terranova who abstained. Dr. O'Neill signed the Order.

Ms. Nole left for the day at 3:25 p.m.

D. Consent Order – Vasilios Karabinis, MD – Petition No. 2004-0727-001-168

Stanley Peck, Section Chief, Legal Office presented a Consent Order in the matter of Vasilios Karabinis, MD. Neither Respondent nor his attorney was present. Assistant Attorney General Henry Salton provided counsel to the Board.

Dr. Wolf made a motion, seconded by Dr. Bridburg, to approve the Consent Order.

The motion passed with all in favor except Dr. O'Neill who recused himself from voting in this matter. Dr. O'Neill signed the Order.

E. Consent Order – Philip Mongelluzzo, MD – Petition No. 2004-1119-001-266

Stanley Peck, Section Chief, Legal Office presented a Consent Order in the matter of Philip Mongelluzzo, MD. Neither Respondent nor his attorney was present. Assistant Attorney General Henry Salton provided counsel to the Board.

Mr. Hebb made a motion, seconded by Dr. Goldenberg, to approve the Consent Order.

The motion passed with all in favor except Dr. Terranova, Dr. Wolf, and Dr. Fuller who were opposed and Dr. Bridburg who abstained. Dr. O'Neill signed the Order.

F. Consent Order – John Naulty, MD – Petition No. 2005-0223-001-058

Stanley Peck, Section Chief, Legal Office presented a Consent Order in the matter of John Naulty, MD. Respondent was not present or represented. Assistant Attorney General Henry Salton provided counsel to the Board. Douglas Gibson, MD, Connecticut State Medical Society, Physician Health Program provided information to the Board.

Dr. Manohar made a motion, seconded by Dr. Terranova, to reject the Consent Order.

The motion failed. Dr. Manohar, Dr. Terranova, Dr. Goldenberg, and Ms. Doremus were in favor of rejecting the Consent Order. Dr. O'Neill, Dr. Wolf, Dr. Bridburg, Dr. Fuller and Mr. Hebb were opposed.

Dr. O'Neill made a motion, seconded by Dr. Fuller, to approve the Consent Order.

The motion passed with all in favor except Dr. Manohar, Dr. Terranova, Dr. Goldenberg, and Ms. Doremus who were opposed. Dr. O'Neill signed the Order.

Dr. Terranova left for the day at 3:25 p.m.

G. Consent Order – Richard Rubin, MD – Petition No. 2005-0111-001-014

Stanley Peck, Section Chief, Legal Office presented a Consent Order in the matter of Richard Rubin, MD. Respondent was not present or represented. Assistant Attorney General Henry Salton provided counsel to the Board.

Dr. Bridburg made a motion, seconded by Dr. Goldenberg, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

H. Consent Order – Mahmood Yekta, MD – Petition No. 2005-0111-001-015

Stanley Peck, Section Chief, Legal Office presented a Consent Order in the matter of Mahmood Yekta, MD. Respondent was present with Attorney Bradley Smolkin. Assistant Attorney General Henry Salton provided counsel to the Board.

Dr. Manohar made a motion, seconded by Dr. Goldenberg, to approve the Consent Order. The motion passed with all in favor except Dr. O'Neill who recused himself from voting in this matter. Dr. O'Neill signed the Order.

I. Consent Order – Ronald Levin, MD – Petition No. 2003-0801-001-168

Staff Attorney David Tilles presented a Consent Order in the matter of Ronald Levin, MD. Assistant Attorney General Henry Salton provided counsel to the Board. Neither Respondent nor his attorney was present.

Dr. Manohar made a motion, seconded by Mr. Hebb, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

J. Consent Order – Warren Levin, MD – Petition No. 2003-0114-001-005

Staff Attorney David Tilles presented a Consent Order in the matter of Warren Levin, MD. Attorney Jacques Simon was present on behalf of respondent. Assistant Attorney General Henry Salton provided counsel to the Board.

Dr. O'Neill made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

K. Consent Order – James Perotti – Petition No. 2004-1124-000-071

Staff Attorney David Tilles presented a Cease and Desist Consent Order in the matter of James Perotti. Respondent was not present or represented. Assistant Attorney General Henry Salton provided counsel to the Board.

Dr. O'Neill made a motion, seconded by Dr. Bridburg, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

L. Interim Consent Order – James Sullivan, MD – Petition No. 2004-0211-001-036

Principal Attorney Matthew Antonetti presented an Interim Consent Order in the matter of James Sullivan, MD. Attorney Donald Leone was present on behalf of respondent. Assistant Attorney General Henry Salton recused himself from providing counsel to the Board in this matter.

Dr. Wolf made a motion, seconded by Mr. Hebb, to approve the Interim Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

VII. TIME EXTENSIONS

Dr. O'Neill moved and Dr. Manohar seconded to approve 120-day extensions in the following cases:

M. Cafaro, MD (unlicensed) – Fact-finding scheduled for July 19, 2005

W. DiFederico (unlicensed) - Fact-finding scheduled for July 19, 2005

The motion passed unanimously.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 4:40 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
July 19, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, July 19, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
David M. Goldenberg, MD
Harold Hebb
Velandy Manohar, MD
C. Steven Wolf, MD

BOARD MEMBERS ABSENT:

Robert Fuller, MD
Pamela A. Nole
Regina Stankaitis
George Terranova, MD
Mary L. Warner, PA-C

Dr. O'Neill called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the June 21, 2005 meeting were reviewed. Dr. Manohar made a motion, seconded by Dr. Wolf to approve the minutes with corrections. The motion passed unanimously.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Dr. O'Neill announced that Regina Stankaitis has been appointed as public member of the Board. Due to a prior commitment, she will not be attending today's meeting.
2. Monthly tracking of pending cases.
3. Public Act 05-213 - An Act Concerning Access to Oral Health Care.
4. Hearing assignments
5. Notice of the Citizen Advocacy Center annual meeting

III INFORMATION UPDATES

A. Department of Public Health

Jennifer Filippone, Section Chief, Office of Practitioner Licensing and Investigation provided an update on Public Act 05-275 - An Act Concerning Medical Malpractice. Sections of this act will impact the Board.

Ms. Filippone also informed the Board that an ad hoc committee for the purpose of examining and evaluating the definition of podiatric medicine has been formed. The next meeting is scheduled for August 31, 2005. Any Board members interested in serving on this committee are asked to contact the Board Liaison.

B. Connecticut State Medical Society

Michelle Norbeck reported that the Medical Society will be publishing an article on the use of controlled substances for the treatment of pain.

IV. NEW BUSINESS

Resolution regarding compliance meetings.

At the request of the Office of the Attorney General, the Board has been asked to adopt a resolution regarding compliance meetings. Stanley Peck, Section Chief, Legal Office, Department of Public Health informed the Board that it has been the Department's responsibility to hold compliance meetings with respondents and that the Department will continue to do so.

Dr. Manohar made a motion, seconded by Dr. Bridburg, to adopt the following resolution. The motion passed unanimously.

RESOLUTION

In accordance with past practice and the Supreme Court's decision in Tele Tech of Connecticut Corporation v. Department of Public Utility Control, 270 Conn. 778 (2004), it is hereby acknowledged that the Department of Public Health has the authority to hold compliance meetings as required by Conn. Gen. Stat § 4-182(c).

V. LEGAL OFFICE BUSINESS

A. Consent Order – Craig Huttler, MD – Petition No. 2002-0119-001-197

Principal Attorney Matthew Antonetti presented a Consent Order in the matter of Craig Huttler, MD. Attorney Michael Del Sole was present on behalf of Dr. Huttler.

Dr. Goldenberg made a motion, seconded by Dr. Wolf, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

B. Consent Order – Paul DeMartini, MD – Petition No. 2005-0119-001-022

Staff Attorney Joelle Newton presented a Consent Order in the matter of Paul DeMartini, MD. Respondent was not present or represented.

Following considerable questioning by the Board, Dr. Goldenberg made a motion, seconded by Dr. Wolf, to reject the Consent Order. The motion passed unanimously.

The Board recommends that the proposed Consent Order be revised with an increase in the civil penalty and a requirement for continuing education. The Board also recommends that the Department of Public Health send this matter back to its consultant for review of respondent's prescriptive practices as they relate to respondent's spouse and daughter.

C. Consent Order – Stephen Harris, MD – Petition No. 2002-0716-001-131

Staff Attorney David Tilles presented a Consent Order in the matter of Stephen Harris, MD. Attorney Mary Alice Moore Leonhardt was present on behalf of Dr. Harris.

The Board recommended changes to the proposed order that would restrict respondent from performing surgery in any setting, would require respondent to provide a copy of the order to his practice supervisor, and that the Board would be involved in the approval of any request by respondent to resume the performance of surgery.

Dr. Wolf made a motion, seconded by Dr. Manohar, to approve the Consent Order with the recommended changes

The motion passed unanimously. Dr. O'Neill signed the Order.

D. Consent Order – Gregory Acampora, MD – Petition No. 2004-1201-001-273

Staff Attorney Ellen Shanley presented a Reinstatement Consent Order in the matter of Gregory Acampora, MD. Attorney Michael Neubert was present with Dr. Acampora. Following the presentation of substantial information by Attorney Shanley and Attorney Neubert, the Board recommended that the proposed order include language that permanently restricts Dr. Acampora from the practice of anesthesiology.

Dr. Goldenberg made a motion, seconded by Dr. Bridburg, to approve the Reinstatement Consent Order with the recommended change.

The motion passed with all in favor except Dr. Manohar who recused himself from voting in this matter. Dr. O'Neill signed the Order.

E. Motion to Withdraw Statement of Charges – William DiFederico
Petition No. 2002-0523-000-032

Staff Attorney David Tilles presented a Motion to Withdraw Statement of Charges in the matter of William DiFederico. The Department of Public Health presented the motion due to respondent's death on July 5, 2005.

Dr. Bridburg made a motion, seconded by Dr. Manohar, to approve the motion to withdraw the charges. The motion passed unanimously. Dr. O'Neill signed the Order.

F. Consent Order – Kevin Sweeney, MD – Petition No. 2005-0509-000-033

Principal Attorney Matthew Antonetti presented a Cease and Desist Consent Order in the matter of Kevin Sweeney, MD. Respondent was not present or represented. Dr. Sweeney does not hold a license in the State of Connecticut.

Dr. Bridburg made a motion, seconded by Dr. Wolf, to approve the Cease and Desist Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

VI. TIME EXTENSIONS

Dr. O'Neill moved and Dr. Manohar seconded to approve 120-day extensions in the following cases:

T. Horbal, MD – Hearing scheduled for August 26, 2005

K. Kurz, MD - Draft Memorandum of Decision being reviewed by Assistant Attorney General.

K. Lippman, MD – Hearing date to be scheduled.

The motion passed unanimously.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:20 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
August 16, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, August 16, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Harold Hebb
Velandy Manohar, MD
Regina Stankaitis
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Richard Bridburg, MD:
Pamela A. Nole
George Terranova, MD
Mary L. Warner, PA-C

Dr. O'Neill called the meeting to order at 1:33 p.m.

Regina Stankaitis was welcomed to her first meeting as a Board member.

I. MINUTES

The draft minutes of the July 19, 2005 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Wolf to approve the minutes. The motion passed with all in favor except Ms. Stankaitis and Dr. Fuller who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Quarterly Investigation update.
4. Memorandum from Kathleen Boulware, Department of Public Health regarding the use of chaperones during physical examinations.

III INFORMATION UPDATES

A. Department of Public Health
None

B. Connecticut State Medical Society
None

IV. NEW BUSINESS

Oral Argument Proposed Memorandum of Decision

Joanne Reisch, MD - Petition No. 2003-0226-001-053

Assistant Attorney General Henry Salton and Assistant Attorney General Kerry Colson were present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Kevin Tepas, Esq. was present with Dr. Reisch.

The Board heard comments from Attorney Tepas and Attorney Tilles.

Dr. O'Neill, a hearing panelist in this matter, provided a synopsis of the panel's findings and recommendations.

Dr. Manohar made a motion, seconded by Ms. Doremus, to adopt the decision as written. The motion passed unanimously. Dr. O'Neill signed the decision.

V. LEGAL OFFICE BUSINESS

A. **Consent Order – Stanley Edelstein, MD – Petition No. 2004-0602-001-112**

Principal Attorney Matthew Antonetti presented a Consent Order in the matter of Stanley Edelstein, MD. Attorney Robert Kiley was present with Dr. Edelstein.

Dr. Goldenberg made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

B. **Consent Order – GiGi Sakv (unlicensed) – Petition No. 2004-1026-000-064**

Staff Attorney David Tilles presented a Cease and Desist Consent Order in the matter of GiGi Sakv. Respondent was not present or represented.

Dr. Wolf made a motion, seconded by Mr. Hebb, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

VI. NEW BUSINESS cont.

Oral Argument Proposed Memorandum of Decision

Dino Zacharakos, MD - Petition No. 2003-0226-001-053

Assistant Attorney General Henry Salton and Assistant Attorney General Kerry Colson were present to provide counsel to the Board. Principal Attorney Matthew Antonetti was present for the Department of Public Health. Elliott Pollack, Esq. was present with Dr. Zacharakos.

The Board heard argument from Attorney Pollack and Attorney Antonetti.

Dr. Fuller and Ms. Doremus, hearing panelists in this matter, provided a synopsis of the panel's findings and recommendations.

Dr. Goldenberg made a motion, seconded by Dr. Wolf, to adopt the decision as written. The motion passed with Dr. Goldenberg, Dr. Wolf, Dr. Fuller, Ms. Doremus and Dr. O'Neill voting in favor.

Ms. Stankaitis, Mr. Hebb and Dr. Manohar were opposed. Dr. O'Neill signed the decision.

VII. LEGAL OFFICE BUSINESS cont.

C. **Consent Order – Anthony Santomauro, MD – Petition No. 2004-0709-001-147**

Staff Attorney Leslie Scoville presented a Consent Order in the matter of Anthony Santomauro, MD. Attorney Madonna Sacco was present with Dr. Santomauro.

Dr. Wolf made a motion, seconded by Mr. Hebb, to approve the Consent Order. The motion passed with Dr. Goldenberg, Dr. Wolf, Ms. Doremus, Mr. Hebb and Dr. O'Neill voting in favor. Dr. Fuller and Dr. Manohar were opposed and Ms. Stankaitis abstained. Dr. O'Neill signed the Order.

D. Consent Order – Kirti Vaidya, MD – Petition No. 2005-0228-001-062

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Kirti Vaidya, MD. Respondent was not present or represented.

Dr. Fuller made a motion, seconded by Dr. Goldenberg, to adopt the Consent Order. The motion passed unanimously. Dr. O’Neill signed the Order.

E. Motion for Summary Suspension– Sushil Gupta, MD – Petition No. 2004-0610-001-131

Staff Attorney David Tilles presented a Motion for Summary Suspension in the matter of Sushil Gupta, MD. Respondent was present with Attorney Steven Errante to oppose the motion for Summary Suspension. Assistant Attorney General Henry Salton and Assistant Attorney General Kerry Colson were present to provide counsel to the Board.

Following argument by Attorney Tilles and Attorney Errante, Dr. Fuller made a motion, seconded by Ms. Doremus, to enter executive session to obtain legal advice from the Assistant Attorney General. The Board entered executive session from 3:58 p.m. to 4:15 p.m.

Following executive session, Dr. Goldenberg made a motion, seconded by Dr. Fuller, to grant the Motion for Summary Suspension of respondent’s physician license. The motion passed with all in favor except Dr. Manohar and Dr. O’Neill who were opposed. Dr. O’Neill signed the Summary Suspension Order.

Dr. Bridburg will chair the hearing panel in this matter. Mr. Hebb and Elliott Alter, OD will be panelists. The hearing will be scheduled for September 2, 2005.

VIII. TIME EXTENSIONS

Dr. O’Neill moved and Dr. Goldenberg seconded, to approve 120-day extensions in the following cases:

C. Ertl, MD – Second day of hearing scheduled for October 21, 2005

R. Lucas, MD - Draft Memorandum of Decision being reviewed by the Assistant Attorney General and the hearing panel.

R. Zborowski, DDS – On hold pending outcome of appeal of Connecticut State Dental Commission Declaratory Ruling.

The motion passed unanimously.

IX. ASSIGN HEARING PANELS

Joseph Check, MD – Petition No. 2004-0528-001-110

Albert Hebert, Jr., MD – Petition No. 2004-0113-001-016

The Board Liaison will coordinate the scheduling of hearing dates and assignment of panelists.

X. ADJOURNMENT

As there was no further business, the meeting was adjourned at 4:25 p.m.

Respectfully submitted,

Dennis G. O’Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
September 20, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, September 20, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
Harold Hebb
Velandy Manohar, MD
Pamela A. Nole
George Terranova, MD
Mary L. Warner, PA-C
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

David M. Goldenberg, MD
Regina Stankaitis

Dr. O'Neill called the meeting to order at 1:31 p.m.

I. MINUTES

The draft minutes of the August 16, 2005 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Manohar to approve the minutes as edited. The motion passed with all in favor except Ms. Nole and Dr. Bridburg who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Federation of State Medical Board (FSMB) correspondence
4. Letter from Purdue Pharma regarding Palladone Capsules
5. Letter to Alan Rader, MD regarding the use of anorectic agents.

III INFORMATION UPDATES

A. Department of Public Health

Wendy Furniss, Branch Chief, Health Care Systems, Department of Public Health reported that the penalty guidelines required by Public Act 05-275 are in the draft stage. A meeting will be scheduled with the Board's disciplinary workgroup to review the draft guidelines. Dr. Manohar expressed an interest in joining the workgroup.

B. Connecticut State Medical Society

Maureen Dinnan, Esq., discussed the number of anesthesiologists who have been referred to the Department of Public Health by the Medical Society because of potential impairment issues. This information was requested based on the number of recent anesthesiologist cases that have come before the Board.

Dr. Fuller arrived at 1:45 p.m.

IV. NEW BUSINESS

A. Review of Residency Equivalency – Maggie Nellissery, MD

Stephen Carragher, Health Program Supervisor and Maritsa Morales, Licensing and Applications Specialist, Department of Public Health presented information for the Board to review to determine if Dr. Nellissery's education and training are equivalent to the 2 years of ACGME accredited residency training. The Board previously reviewed Dr. Nellissery's credentials at its April 19, 2005 meeting and requested that additional information be presented.

Dr. Terranova made a motion, seconded by Dr. Bridburg, to accept Dr. Nellissery's education and training as being equivalent to the two year ACGME accredited training requirement.

Dr. Terranova, Dr. Bridburg, Dr. Manohar, Mr. Hebb and Dr. Fuller voted in favor of the motion. Dr. Wolf, Ms. Doremus, Ms. Nole, Ms. Warner and Dr. O'Neill voted in opposition to the motion. The motion failed.

B. Oral Argument Proposed Memorandum of Decision

Tracy Guest (unlicensed) - Petition No. 2004-0309-000-018

Assistant Attorney General Henry Salton was present to provide counsel to the Board. Staff Attorney Ellen Shanley was present for the Department of Public Health. Eugene Cooney, Esq. was present on behalf of Ms. Guest.

The Board heard argument from Attorney Cooney and Attorney Shanley.

Ms. Nole, a hearing panelist in this matter, provided a synopsis of the panel's findings and recommendations.

Dr. Terranova made a motion, seconded by Dr. Manohar, to adopt the decision as written. The motion passed with all in favor except Dr. Bridburg who recused himself from voting and Dr. Fuller who abstained. Dr. O'Neill signed the decision.

Dr. O'Neill made a request to the Connecticut State Medical Society that it include in an upcoming publication of Connecticut Medicine, educational notices reminding physicians that medical assistants are not authorized to administer medications in the State of Connecticut.

C. Respondent Motion to Vacate Summary Suspension – Sushil Gupta, MD

Attorney Hugh Keefe was present with Dr. Gupta. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Assistant Attorney General Henry Salton provided counsel to the Board.

The Board heard argument from Attorney Keefe and Attorney Tilles pertaining to respondent's motion to vacate the Summary Suspension of respondent's physician license which was ordered on August 16, 2005.

Ms. Nole made a motion, seconded by Ms. Warner, to vacate the Summary Suspension of respondent's license and to keep an Interim Consent Order dated September 21, 2004 in effect.

Dr. Bridburg made a motion, seconded by Dr. Fuller, to enter executive session to obtain legal advice from the Assistant Attorney General. The motion passed unanimously. The Board entered executive session from 2:45 p.m. to 2:55 p.m.

Following executive session, Dr. O'Neill and Dr. Manohar spoke in favor of the motion to vacate the Summary Suspension while Dr. Fuller, Ms. Doremus and Dr. Terranova spoke in opposition.

The motion to grant respondent's request to vacate the Summary Suspension failed. Ms. Nole, Ms. Warner, Dr. Manohar and Dr. O'Neill voted in favor of the motion. Dr. Fuller, Dr. Bridburg, Dr. Terranova, Ms. Doremus, Mr. Hebb and Dr. Wolf voted in opposition to the motion.

V. LEGAL OFFICE BUSINESS

A. Consent Order – Wilfred Brown, MD – Petition No. 2004-1130-001-272

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Wilfred Brown, MD. Neither Dr. Brown nor his attorney was present.

Dr. Bridburg made a motion, seconded by Dr. Terranova, to approve the Consent Order. The motion passed with all in favor except Ms. Warner who was opposed. Dr. O’Neill signed the Order.

B. Interim Consent Order – James R. Coppeto, MD – Petition No. 2005-0620-001-154

Stanley Peck, Chief, Legal Office, Department of Public Health presented an Interim Consent Order in the matter of James R. Coppeto, MD. Neither Dr. Coppeto nor his attorney was present.

Dr. Bridburg made a motion, seconded by Dr. Terranova, to approve the Interim Consent Order. The motion passed unanimously. Dr. O’Neill signed the Order.

C. Reinstatement Consent Order – Eric A. Lubin, MD – Petition No. 2004-0528-001-111

Diane Wilan, Staff Attorney, Department of Public Health presented a Reinstatement Consent Order in the matter of Eric A. Lubin, MD. Dr. Lubin was present with Attorney Neil Moskow.

Dr. Fuller made a motion, seconded by Ms. Nole to approve the Reinstatement Consent Order. The motion passed with all in favor except Dr. Terranova who abstained. Dr. O’Neill signed the Order.

D. Consent Order – Ramon Rojano (Unlicensed) – Petition No. 2004-1021-000-063

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Cease and Desist Consent Order in the matter of Ramon Rojano. Neither Dr. Rojano nor his attorney was present.

Dr. O’Neill made a motion, seconded by Mr. Hebb, to approve the Consent Order. Dr. O’Neill, Dr. Manohar, and Mr. Hebb voted in favor of the motion. Dr. Terranova, Dr. Bridburg, Ms. Doremus, Ms. Nole, Dr. Wolf and Ms. Warner voted in opposition to the motion. Dr. Fuller abstained. The motion failed.

VI. TIME EXTENSIONS

Dr. O’Neill moved and Dr. Terranova seconded, to approve 120-day extensions in the following cases:

M. Albin (unlicensed) –Hearing scheduled for September 23, 2005

J. Mershon (unlicensed) –Hearing scheduled for September 23, 2005

J. Allen, MD – First day of hearing held September 20, 2005

The motion passed unanimously.

VII. ASSIGN HEARING PANELISTS

Suvarna Shah, MD – Petition No. 2004-0517-001-105

Dr. Terranova will chair the hearing panel in this matter.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:50 p.m.

Respectfully submitted,

Dennis G. O’Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
October 18, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, October 18, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Harold Hebb
Velandy Manohar, MD
Regina Stankaitis
George Terranova, MD
Mary L. Warner, PA-C
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Pamela A. Nole

Dr. O'Neill called the meeting to order at 1:31 p.m.

I. MINUTES

The draft minutes of the September 20, 2005 meeting were reviewed and minor edits made. Dr. O'Neill made a motion, seconded by Dr. Wolf to approve the minutes as edited. The motion passed with all in favor except Dr. Goldenberg and Ms. Stankaitis who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. October 16, 2005 Hartford Courant article regarding unapproved Botox-like substances.
4. Federation of State Medical Board (FSMB) correspondence.
5. Connecticut State Dental Commission - Notice of Consideration of Declaratory Ruling Modification.

Dr. Manohar and Dr. Terranova arrived at 1:45 p.m.

III INFORMATION UPDATES

A. Department of Public Health

Jennifer Filippone, Section Chief, Practitioner Licensing and Investigation, Department of Public Health commented that the Department is putting together statistics related to physician disciplinary action by specialty. This information will be sent to Board members when finished. Ms. Filippone reported that anesthesiologists represent 5% of all licensed physicians. For 2005 to date, seven cases involving anesthesiologists have been reviewed by the Department, representing 4.6% of the total.

Ms. Filippone also reported that physician disciplinary orders are now available through the physician profile link at the Department of Public Health website.

Wendy Furniss, Branch Chief, Health Care Systems, Department of Public Health reported that the Board's disciplinary workgroup will meet on November 1, 2005, to discuss the proposed penalty guidelines required by Public Act 05-275. .

Dr. Wolf commented on a situation involving a physician who has served as a consultant and expert witness for the Department of Public Health in a case that went to hearing and resulted in the revocation of respondent's license. The revoked physician has since been sending slanderous letters to the consultant, his employer and hospitals where the consultant has privileges.

Stanley Peck, Chief, Legal Office, Department of Public Health stated that upon the advice of the Assistant Attorney General, the Department cannot address this matter with the author of the letters. The Board feels that the lack of legal support for physician consultants will seriously jeopardize the entire investigation process.

The Board, therefore, requests that the Assistant Attorney General re-visit this issue to determine if any action can be taken to direct the author of the letters to cease and desist.

Assistant Attorney General Kerry Colson, who was present at this meeting, will inform her supervisors of the Board's request.

B. Connecticut State Medical Society
None

IV. NEW BUSINESS

Oral Argument Proposed Memorandum of Decision

Robert Lucas. PA - Petition No. 2002-1209-023-007

Assistant Attorney General Kerry Colson was present to provide counsel to the Board. Staff Attorney Diane Wilan was present for the Department of Public Health. Albert Danker, Jr., Esq. was present with Mr. Lucas.

The Board heard argument from Attorney Danker and Attorney Wilan.

Ms. Warner and Mr. Hebb, hearing panelists in this matter, provided a synopsis of the panel's findings and recommendations.

Dr. Goldenberg made a motion, seconded by Dr. Terranova, to adopt the decision as written. The motion passed with all in favor except Dr. Fuller who was opposed, Dr. Wolf who abstained and Dr. Manohar who was not present at the time of the vote. Dr. O'Neill signed the decision.

V. LEGAL OFFICE BUSINESS

A. ***Consent Order – Bruce Burnham, MD – Petition No. 2004-0511-001-094***

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Bruce Burnham, MD. Neither Dr. Burnham nor his attorney was present.

Dr. Bridburg made a motion, seconded by Ms. Warner, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

B. ***Consent Order – Kevin Stratford, PA – Petition No. 2005-0707-023-004***

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Kevin Stratford, PA. Attorney Maureen Dinnan was present on behalf of Mr. Stratford.

Following extensive discussion regarding various aspects of the proposed Order, Dr. Wolf made a motion, seconded by Dr. Fuller, to approve the Consent Order. The motion passed with all in favor except Dr. Bridburg and Dr. Manohar who were opposed and Ms. Warner who abstained. Dr. O'Neill signed the Order.

C. Consent Order – Charles Guglin, MD – Petition No. 2004-0109-001-008

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in the matter of Charles Guglin, MD. Attorney Daniel Ryan was present on behalf of Dr. Guglin. After considerable discussion, Dr. Bridburg made a motion, seconded by Ms. Stankaitis to approve the Consent Order.

The motion failed. Ms. Stankaitis, Dr. Bridburg, Dr. Wolf and Dr. O’Neill voted in favor of approving the Consent Order. Ms. Doremus, Ms. Warner, Dr. Terranova, Dr. Manohar, Dr. Fuller and Dr. Goldenberg were opposed. Mr. Hebb abstained.

The Board recommends that the Department and respondent provide additional information in the form of a timeline indicating which physicians were caring for the patient during the time of his clinical deterioration. The Board needs this additional information to determine the appropriateness of the proposed Consent Order in this matter.

D. Consent Order – Bradford Martin, MD – Petition No. 2005-0726-001-194

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in the matter of Bradford Martin, MD. Dr. Burnham was neither present nor represented.

Dr. Manohar made a motion, seconded by Dr. Fuller, to approve the Consent Order. The motion passed unanimously. Dr. O’Neill signed the Order.

E. Motion for Summary Suspension – Steven I. Balint, M.D. - Petition No. 2005-0919-001-233

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Motion for Summary Suspension in the matter of Steven I. Balint, M.D. Attorney Maureen Dinnan was present on behalf of Dr. Balint to oppose the motion for Summary Suspension. Assistant Attorney General Kerry Colson provided counsel to the Board.

Following argument by Attorney Antonetti and Attorney Dinnan, Dr. Bridburg made a motion, seconded by Dr. Manohar, to grant the Motion for Summary Suspension. The motion passed unanimously. Dr. O’Neill signed the Summary Suspension Order.

Dr. O’Neill will chair the hearing panel in this matter. Donald Grayson, MD and Elliott Alter, OD will be panelists. A hearing will be scheduled for November 2, 2005.

VI. TIME EXTENSIONS

Dr. O’Neill moved and Dr. Wolf seconded to approve a 120-day extension in the following case:
M. Cafaro, MD – Oral argument on a proposed Memorandum of Decision is scheduled for the
November 15, 2005 meeting.

The motion passed unanimously.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 4:05 p.m.

Respectfully submitted,

Dennis G. O’Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
November 15, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, November 15, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Alfred Herzog, MD
Pamela A. Nole
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Harold Hebb
Velandy Manohar, MD
Regina Stankaitis
George Terranova, MD
Mary L. Warner, PA-C

Dr. O'Neill called the meeting to order at 1:31 p.m.

Dr. Herzog was welcomed to his first meeting as a Board member.

I. MINUTES

The draft minutes of the October 18, 2005 meeting were reviewed and minor edits made. Dr. O'Neill made a motion, seconded by Dr. Goldenberg to approve the minutes. The motion passed with all in favor except Ms. Nole and Dr. Herzog who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Disciplinary Statistics by specialty
4. Federation of State Medical Board (FSMB) correspondence.
5. Connecticut Post article regarding Tadeusz Skowron, MD.
6. Quarterly Investigations Update

III. OLD BUSINESS

At the October meeting the Board discussed an issue involving a revoked physician who has been sending slanderous letters to a DPH consultant, his employer and hospitals where the consultant has or had privileges. The Board requested that the Assistant Attorney General determine if any action could be taken to direct the author of the letters to cease and desist.

Assistant Attorney General Henry Salton reported that the Department of Public Health (DPH) has been advised that there is no legal authority for the Department to pursue action against the revoked physician to direct him to stop the alleged harassment of the consultant who testified against him.

The Board is of the opinion that there is a duty on the part of the DPH and the Attorney General's Office to provide support to the witness in this matter. Stanley Peck, Chief, Legal Office, DPH offered to send a letter to the revoked physician - with a copy to the witness - informing him that the DPH is aware of his communications to the witness and the his employers and, that if he has any concerns, he should address them to the DPH. Wendy Furniss, Branch Manager, Healthcare Systems, DPH also offered to send a letter to the witness's employers correctly explaining the circumstances of his cooperation with the DPH.

IV. INFORMATION UPDATES

A. Department of Public Health

Donna Brewer, Section Chief, Public Health Hearing Office, DPH reported that an orientation program for newly appointed Board members is being planned for January 2006. Veteran Board members will also be invited to attend.

Ms. Brewer also reported that the disciplinary workgroup has drafted proposed penalty guidelines as required by Public Act 05-275. The draft guidelines will now be sent to the Connecticut State Medical Society for comment and will then be presented to the Board for approval at the December meeting. The guidelines must be approved by January 1, 2006.

B. Connecticut State Medical Society

Michelle Norbeck reported that the Medical Society will be submitting comments to J. Robert Galvin, MD, Commissioner, Department of Public Health concerning the proposed regulations regarding the reporting of disciplinary actions against physicians.

C. Legislative Update

Karen Buckley-Bates, Legislative Liaison, Department of Public Health, Office of Government Relations reported that the next legislative session runs from February 8, 2006 to May 3, 2006. The DPH has submitted eighteen proposals to the Office of Policy and Management and the Governor's Office. In addition to the DPH proposals, the Office of Government Relations will track other legislation that may be of interest to the Department and the various Boards and Commissions.

V. NEW BUSINESS

Oral Argument Proposed Memorandum of Decision

Michael Cafaro, MD - Petition No. 2002-0710-001-179

Assistant Attorney General Henry Salton was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. A. Reynolds Gordon., Esq. was present on behalf of Dr. Cafaro.

The Board heard argument from Attorney Reynolds and Attorney Tilles.

Ms. Fuller and Ms. Doremus, hearing panelists in this matter, provided a synopsis of the panel's findings and recommendations.

Dr. Goldenberg made a motion, seconded by Dr. Herzog, to adopt the decision as written. The motion passed unanimously. Dr. O'Neill signed the decision.

VI. LEGAL OFFICE BUSINESS

A. Consent Order – Joseph Check, MD – Petition No. 2004-0528-001-110

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Joseph Check, MD. Attorney Elliott Pollack was present on behalf of Dr. Check.

Dr. Bridburg made a motion, seconded by Dr. Goldenberg, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

B. Motion to Withdraw Statement of Charges – Sheryl Siegel, MD
Petition No. 2002-1029-001-213

Staff Attorney David Tilles, presented the Department of Public Health's Motion to Withdraw Statement of Charges in the matter of Sheryl Siegel, MD subsequent to a pre-hearing conference conducted by Drs. O'Neil and Wolf. Attorney Elliott Pollack was present on behalf of Dr. Siegel. Dr. Bridburg made a motion, seconded by Ms. Nole, to grant the Department's Motion to Withdraw the Statement of Charges. The motion passed with all in favor except Drs. O'Neil and Wolf who recused themselves from the discussion and vote in this matter. Dr. O'Neill signed the order.

C. Consent Order – Paul Demartini, MD – Petition No. 2005-0119-001-022

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Paul Demartini, MD. Dr. Demartini was present without representation. Dr. Fuller made a motion, seconded by Dr. Goldenberg, to approve the Consent Order. The motion passed with all in favor except Ms. Doremus and Dr. Bridburg who were opposed, and Ms. Nole who abstained. Dr. O'Neill signed the Order.

D. Consent Order – Sandra Glenney (unlicensed)– Petition No. 2005-0201-000-006

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Cease and Desist Consent Order in the matter of Sandra Glenney. Ms. Glenney was not present or represented. Ms. Nole made a motion, seconded by Dr. Wolf, to approve the Consent Order. The motion passed with all in favor except Dr. Bridburg who was not present during the vote. Dr. O'Neill signed the Order.

E. Motion to Modify Memorandum of Decision – Scott Teitelbaum, MD
Petition No. 990929-001-194

David Tilles, Staff Attorney, Department of Public Health presented a Department Motion to Modify Memorandum of Decision in the matter of Scott Teitelbaum, MD. Attorney Michael Neubert was present on behalf of Dr. Teitelbaum.

Following extensive discussion Dr. Bridburg made a motion, seconded by Dr. Wolf, to deny the Department's Motion to Modify Memorandum of Decision. The motion passed with all in favor except Dr. Herzog who recused himself from the discussion and vote in this matter.

VII. ASSIGN HEARING PANELISTS

A. Holly Perry, MD – Petition No. 2005-0503-001-116

Dr. Goldenberg will chair the hearing panel in this matter.

B. Mingzer Tung, MD – Petition No. 2004-0330-001-067

Dr. Fuller will chair the hearing panel in this matter.

VIII. TIME EXTENSIONS

Dr. O'Neill moved and Dr. Goldenberg seconded to approve the 120-day extensions in the following cases: The motion passed unanimously.

Terence Horbal, MD – Hearing Completed, fact-finding to be scheduled

Kenneth Kurz, MD - Oral argument on a proposed Memorandum of Decision scheduled for the December 20, 2005 meeting.

Kenneth Lippman, MD – Hearing scheduled for March 21, 2006

Victor Martin, MD – Hearing scheduled for December 19, 2005.

Ashok Shah, MD – Fact-finding scheduled for this afternoon.

IX. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:18 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
December 20, 2005**

The Connecticut Medical Examining Board held a meeting on Tuesday, December 20, 2005 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Harold Hebb
David M. Goldenberg, MD
Velandy Manohar, MD
Regina Stankaitis
George Terranova, MD
C. Steven Wolf, MD
Mary L. Warner, PA-C (*via telephone*)

BOARD MEMBERS ABSENT

Robert Fuller, MD
Alfred Herzog, MD
Pamela A. Nole

Dr. O'Neill called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the November 15, 2005 meeting were reviewed and minor edits made. Dr. O'Neill made a motion, seconded by Dr. Wolf to approve the minutes. The motion passed with all in favor except Ms. Stankaitis, Ms. Warner, Mr. Hebb and Dr. Manohar who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Notice from the Connecticut State Dental Commission that it has vacated its June 7, 2004 declaratory ruling regarding the scope of practice of oral and maxillofacial surgeons.
4. Federation of State Medical Board draft sexual boundaries guidelines.
5. Federation of State Medical Board (FSMB) correspondence.
6. Citizen Advocacy Quarterly Newsletter.

III. INFORMATION UPDATES

A. Department of Public Health

Donna Brewer, Section Chief, Public Health Hearing Office, DPH reported that the Department has received comments from the Connecticut State Medical Society concerning the proposed penalty guidelines. Pursuant to receipt of the Society's comments, the guidelines have been revised and will be sent to the legislature by January 1, 2006 as required by Public Act 05-275. A copy of the guidelines will be sent to the Board for the January meeting.

Ms. Brewer also reported that the Medical Society has sent comments to the Commissioner of the Department of Public Health concerning Section 20-13d-1 of the Regulations of Connecticut State Agencies regarding the reporting of disciplinary actions taken against physicians. The Department is preparing a response to the Society's comments.

Stanley Peck, Chief, Legal Office, Department of Public Health provided the Board with a copy of a letter the Department sent to Abraham Solomon concerning his communications to employers and colleagues of a witness physician consultant who testified for the Department against Dr. Solomon. A copy of the letter, which directs Dr. Solomon to refrain from his accusations, has been provided to the witness and his current employer.

B. Connecticut State Medical Society

Maureen Dinnan, Esq. reported that the Medical Society is preparing a response to the changes to the penalty guidelines subsequent to the Society's initial comments. The Society has requested a meeting with the Department with Board participation to discuss issues with the guidelines. Attorney Dinnan also reported that the Department is proposing investigatory guidelines, which the Society feels will impact on the disciplinary guidelines. The Society will be requesting input into the development of the investigatory guidelines.

Attorney Dinnan reported that the Medical Society has concerns as to the disciplinary information to be released pursuant to the proposed changes to Section 20-13d-1 of the Regulations of Connecticut State Agencies and has submitted comments to the Commissioner's Office. The Medical Society is looking forward to the Department's response to its comments.

IV. NEW BUSINESS

A. Identification Badges

Board Liaison Jeffrey Kardys reported that an orientation program for new Board members has been scheduled for January 25, 2006 at 9:00 a.m. at the Legislative Office Building. All veteran Board members are also invited to attend.

Mr. Kardys also reported that the Department will be issuing identification badges to Board members and hearing panelists. The badges will be issued beginning at the January 2006 meeting provided that the imaging equipment is up and running.

B. Oral Argument Proposed Memorandum of Decision

Kenneth Kurz, MD - Petition No. 2002-0710-001-179

Assistant Attorney General Ralph Urban was present to provide counsel to the Board. Staff Attorney Ellen Shanley was present for the Department of Public Health. Ellen Costello, Esq. was present with Dr. Kurz.

The Board heard argument from Attorney Costello and Attorney Shanley.

A synopsis of the panel's findings and recommendations were provided by Dr. Bridburg and hearing panelist Denise Ward, RPT.

Ms. Doremus made a motion, seconded by Mr. Hebb, to adopt the decision with the inclusion of the words "and illegal" in the first paragraph on page four of the decision. The motion passed with all in favor except Dr. Goldenberg and Dr. Manohar who were opposed. Dr. O'Neill signed the decision.

During discussion, Dr. Wolf commented that the Department of Public Health should issue an advisory to all physicians that the administration of medications by unlicensed personnel (medical assistants) is not legal in the State of Connecticut.

C. Randy Hassen, MD – Request to reinstate revoked license.

Dr. Hassen was present without representation. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Assistant Attorney General Henry Salton was present to provide counsel to the Board.

The Board heard comments from Dr. Hassen and Attorney Tilles and reviewed documentation submitted by Dr. Hassen.

The Board commented that it needed additional information related to Dr. Hassen's sustained recovery prior to initiating the re-instatement process.

V. **LEGAL OFFICE BUSINESS**

A. Consent Order – Harry Brown, MD – Petition No. 2005-0916-001-231

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Harry Brown, MD. Dr. Brown was not present or represented.

During extensive discussion regarding this matter, the Board commented that respondent needs to be present at a Board meeting to provide additional information if necessary. Dr. Manohar commented that the proposed Consent Order should include a provision for chart monitoring.

Dr. Wolf made a motion, seconded by Ms. Warner, to table this matter until Dr. Brown is present at a Board meeting. The motion passed with all in favor except Dr. Manohar, Mr. Hebb and Dr. Manohar who were opposed.

B. Consent Order – Dennis Foley, PA – Petition No. 2005-0714-023-005

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Dennis Foley, PA. Mr. Foley was not present or represented.

The Board requested information from Attorney Peck concerning respondent's protocol with a supervising physician and the level of supervision that respondent received. The Board questioned why this information was not gathered as part of the Department's investigation. Kathleen Boulware, Public Health Services Manager, Department of Public Health responded that when the Department receives a report from the Department of Consumer Protection Drug Control Division, it is immediately referred to the Department's Legal Office. She indicated the Department does not do any additional investigation unless specific information is requested by the Legal Office. The Board commented that a review of supervision protocols should be information that is obtained in all cases involving a physician assistant.

Dr. Wolf made a motion, seconded by Ms. Warner, to reject the proposed Consent Order. The Board requested that the Department obtain information concerning supervision of respondent and requested clarification of several aspects of the proposed probationary terms.

The motion passed unanimously

C. Consent Order – Kaushal Vaidya, MD – Petition No. 2005-0225-001-060

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Kaushal Vaidya, MD. Dr. Vaidya was present with Attorney John A. Ferranti.

Dr. Bridburg made a motion, seconded by Dr. Goldenberg, to approve the Consent Order. The motion passed with all in favor except Ms. Doremus who was opposed. Dr. O'Neill signed the Order.

Mary Warner excused herself from the meeting at 3:40 p.m.

D. Consent Order – Albert Hebert, Jr., MD – Petition No. 2004-0113-001-106

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in the matter of Albert Hebert, Jr., MD. Attorney Maureen Dinnan was present on behalf of Dr. Hebert.

Dr. Terranova commented that a Statement of Charges has been issued in this matter and that a scheduled hearing was continued to allow for the presentation of this proposed Consent Order. Considerable discussion ensued regarding the fact that the Department's and respondent's experts disagree concerning the facts of this case. Dr. O'Neill reminded the Board that a proposed Consent Order, subsequent to the issuance of a Statement of Charges, is often the best resolution of a case. Dr. Goldenberg made a motion, seconded by Dr. Wolf, to approve the Consent Order. The motion failed. Dr. O'Neill, Dr. Goldenberg, Dr. Wolf and Mr. Hebb voted in favor of the Consent Order. Dr. Terranova, Dr. Manohar, Dr. Bridburg, Ms. Stankaitis, and Ms. Doremus were opposed to the Consent Order as written.

E. Consent Order – Steven Rigatti, MD – Petition No. 2004-0623-001-138

Roberta Swafford, Staff Attorney, Department of Public Health presented a Consent Order in the matter of Steven Rigatti, MD. Attorney Robert Kiley was present on behalf of Dr. Rigatti.

Dr. Terranova made a motion, seconded by Dr. Wolf, to reject the proposed Consent Order. Based on the information made available to the Board, various members were in serious disagreement with the opinion of the Department of Public Health's consultant in this matter. Dr. O'Neill commented that the Consent Order has been signed by the Department and respondent and should be adopted.

The motion to reject the Consent Order passed with all in favor except Dr. Manohar and Dr. O'Neill who were opposed.

VI. ASSIGN HEARING PANELISTS

A. Joseph Bernes, MD – Petition No. 2005-1206-001-280

Dr. Goldenberg will chair the hearing panel in this matter.

VII. TIME EXTENSIONS

Dr. O'Neill moved and Dr. Goldenberg seconded to approve the 120-day extensions in the following cases: The motion passed unanimously.

Christian Ertl, MD – Fact-finding was held this morning

Sushil Gupta, MD – Proposed MOD to be presented at the January 17, 2006 meeting.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 4:10 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman